330-12

G. R. S. 58

Previous references.

D+A 330 of 12 Sh 3-4 B of 1913 1912.

(D & A)

File No. 330 of 1912

Serial Nos. 5-12

Later references.

34.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 5-12

Part B. for June 1914.

SUBJECT.

Sanction effect of pension, leave pay from 22nd April 1913 to the pension sanctioned to Shaik Mahamad late driver, I.S.J Corps

---

a) From the Offg Secty to H.H. the Maharaja
No 3075 d 1.5.13
Requests that the pension sanctioned to the driver may be given effect to from 22.4.1913, the date on which he was actually discharged from service

b) To the Secretary to H.H. No 98 d 7.7.1913
Requests him to state if men of the I.S.J Corps get half pay while on the sick list and the authority under which full pay is given to the driver in question.

GPB.--8,000—7-4-07

9.16

G.R.S. 11] 1912-13

GENERAL AND REVENUE SECRETARIAT.

(Sta)

NOTES.

File No. 330

FILE HEADING.

Wound pension to Sheik Mahammad late driver I. S. T. Corps.

From

The Offg Mily Secy to H. H. the Maharaja

No. 3075 Dated 1—5—13 Received 1—5—13

Diary No. 4394	Enclos.	Spare Copies.	Serial No. 5

BRIEF ABSTRACT OF LETTER.

Requests that the pension sanctd in G. O. No. H 5831-2 dt 18-4-1913 may be ordered to be given effect to from the 22nd April 1913 being the date on which the driver was discharged from Service

Sta 330-12-4

NOTES AND ORDERS.

1)

Draft Subd

PM 2:47
3-5-13.

2) Why he was kept under service till 22nd Apl 13 when Sgt Shaw

5-5-13

3) Please ascertain from audit office or otherwise

NOTES—First Sheet.

GPB—35,000—15-6-12

(2

G.R. S. 12]

General and Revenue Secretariat.

Sta File No. 330 of 1912-13

Serial No.

what amount and at what rate he has drawn from the date of being invalided upto date. That amount should be repunded and pension paid from the date of being invalided

M
5/5

No 2C 172
7-5-1913
with 1 collection

4) forwarded No. to the Asst Superintendent Revenue Department for favour of supplying the required

by order

Asst Secretary to Govt

No. 118
8.4.13

G.S.

R 153

5) The information required is not available in this office, as the credit is not by names, and the pay bills also do not contain names.

8.5.13.

Asst Comptroller

11
9/5
1 Gr

R 802

6) May this be refd to the Chief Commandant M.S. Troops for the information.

Sub
Dy 3.47
10.5.13.

M
5/5

7) Forwarded N.C. to the Chief Commandant Mysore State Troops for

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

(3

[G.R. S. 12]

General and Revenue Secretariat.

Sta File No. 330 of 1912-13

Serial No.

No Je 176
g 13-5-13
with 1 collection
& Return the papers

for favor of supplying the information required.

Ullal Sundara Varadachariar
for Financial Secretary.

DM-47
12-5-13.

Recd 13/5/13 II
2083 16/5

8) The Imperial Service Transport Corps is under the control of the Military Secretary to H.H. the Maharajah. The file is therefore returned.

Lieut-Col
for Chief Commandant
M.S. Forces

14-5-13

RSR

9) Draft letter to the Mily Secy. enquiring on the points is sent.

DM-47 10) Send d U.O. No formal letter is
17-5-13. necessary

17-5-13

No Je 176
g 21-5-1913

11) Forwarded U.O. to the Military Secretary to H.H. the Maharaja for favor of supplying the information required.

Ullal Sundara Varadachariar
for Financial Secretary.

DM-47
19-5-13

12) The driver will naturally draw his pay only till discharged. The fact of his being ill and incapacitate

II
1/6

NOTE—Contn. sheet.

2nd

General and Revenue Secretariat.

S 1a File No. 330 of 1912-13,

Serial No.

from doing duty, does not affect his pay which he is entitled to draw while on the sick list.

Rangoon 29.5.13

A/ Gomes Lt Col
Offg Military Secretary

(13) Subs. DMS-47 4.6.13.

(14) After a medical certificate is received the Commissioner should keep him in service without Govt sanction for 10 days that he will remain off the pay bill he is discharged is not cured. The amount thus drawn for the 10 days be refunded and pension commence from the date of Mr. Shelbidge's discharge. Please put up a draft

(15) Draft sent DMS-47 16.6.1913.

(16) Noted

(17) (1) Do men of the I.S.T. get full pay for periods so long while on the sick list?

(18) (2) On the other hand there is the rule regarding (A)? M 24/6

(19) Please see MR 360 which allows a person invalided being re-entertained after regaining his health.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

[G. R. S. 12]

General and Revenue Secretariat.

S&a File No. 330 of 1912-B.

Serial No.

Since then he has not regained his health he cannot be kept in service. Till the date of M.C. he cannot be treated if necessary as on Hospital leave or leave on M.C. but after the date of Med. Cert he cannot be kept for a short time till he pensions is settled ~~vacation~~ Vide Nos 318. No 317 Records. Keeping men in service after a Med. Cert is produced.

20) As for the pay & pill leave for such long periods an enquiry will be made. Please put up a rough note of leave under what authority pill leave for such a long period has been given to the Offr.

L. Wells.

21) Draft sent
DRR. 47

27. 6. 12

22) Issued)

23) Draft approved.

M.
2/7

24) Issued

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

6)

G. R. S. 12]

General and Revenue Secretariat. | S/A File No. 330 of 1912

Serial No.	
	6 Letter No. 7198 dated 7. 7. 13 from the Military Secy. to H. H. the Maharaja Requests him to state if among the I. S. T. Corps get full pay for periods irrespective of the duration when on the sick list and the authority under which full pay till the 22nd April '13 has been given to the driver in question.
Subs	7 From the Mily Secy. No. 584 dt: 25-8-13. Informs that the authority under which full pay was paid to the driver is art. 789. of the Royal (pay) Warrant.
	25) The book req^d to is not available in this office. Subd DMR-47 5. 9. 13. SW
	26) for the book from the Head Clerk of the Secretary's personal Office
R S R	27) Dispo subd DMR-C SW 5-9-13.
	28) Done
Subs	8A To the same Officer, No. 1453, 7. 9. 13. Requests that a copy of Royal (pay) Warrant may be sent here for reference

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

Sta File No. 330 of 1912-13.

Serial No.

From the Military Secy to H. H. the Maharaja No 811 d: 25-9-13. Forwards a copy of the Royal (pay) Warrant.

24) The Military Secy. refers to art: 789. as an authority for granting full pay during sick leave. The art: is not quite clear. It seems that service pay is continued and corps pay is stopped when on the sick list.

Subd
DW 2-38 Bkt
22-10-13.

30) Please state what is service pay what Corps pay. Please discuss question fully Keep articles relating to treatment & remount pay.

R S-R

31) Pay to non-commissioned officers and men of the Cavalry, Royal Artillery and Infantry etc is regulated ~~in~~ by the rules in Section II, Part 4 page 168 of the Royal Warrant. These men get ~~—~~ Regimental pay at the rates given in art: 747 and the following. Some of them as are attached to the Service Corps (1) Army Service Corps (2) Royal Army Medical Corps. (3) Army Veterinary Corps

This, it seems the Military Secy. calls "duty pay" and "pay"

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat. | S La File No. 330 of 1912-13

Serial No.

(4.) Army Ordnance Corps) below the rank of Staff Sergeant get "corps pay" Subject to the rules contained in art: 789 to 793. The driver is one below such rank. (Art: 767 page (68). Therefore he forfeits his corps pay while on the sick list (Art: 789. 2.). "That he will naturally draw his duty pay, till discharged does not seem to have been expressly mentioned any where except that it can only be gathered from the rules in art: 892 to 910.

Please see also memo of the 5th inst. 6. XI. 13

Subn.
DMS-38 SN
8.11.13.

32) Draft sanctioning the pension from the date of discharge is subn. under

DMS-38 SN 33)
28.11.13.

Full pay can be given in sick leave in the Military Hospitals

Adcg) pension cannot be accepted. 28.11.13

34) Is the Royal warrant applicable to the I.S.T. Corps? I think not - We have our own rules for the I.S.T. Corps. Is full pay admissible for a long period when on sick list under those rules?

re R. 20267 9/13
9

NOTE—Contn. sheet.

GPB—50,000—25-9-13.

35) DT for favour of perusal & return alone 29.XI.13

G. R. S. 12]

General and Revenue Secretariat. | S.H. File No. 330 of 1912

Serial No.

36) Subd

The facts of the case are that Driver Shaik Mahamed of the D.S.T. Corps sustained an injury on 4-6-1910 and his permanent incapacity for further service was certified to by the Dist. Medical Officer, Bangalore, on 12-10-1911. His discharge was ordered by the Military Secy to H.H. on 20-10-11 and a wound pension of the 4th degree was sanctioned by Govt with effect from the 25th October 1911. The present question is for permitting him to draw the pension with effect from the 22nd April 1913, being the date on which he is stated to have been discharged from the service. The authority quoted in support of his having been allowed to draw full pay till the date of discharge is the rule in the Royal Pay warrant which is not applicable to the ~~Corps~~ British Army.

37) The Imperial Service Troops

NOTE—Contn. sheet.

GPB—5,000—26-6-11

G. R. S. 12]

General and Revenue Secretariat. | S of I File No. 330 of 1912.

Serial No.

Corps has it seems for its own rules for the grant of leave &c.

38) It is presumed that sick leave to be granted in the first instance is limited to 46 days (as in the case of the D.S.Lancers) and extended from time to time on medical certificate. As the sick leave so granted is to be deducted from the furlough or furloughs next becoming due full pay is admissible for the period of sick leave. Usually if the man on sick list does not recover within a reasonable time he is subjected to medical examination with a view to ascertain whether he would be fit for duty after some time. Soon after the unfitness is declared the man is discharged from the service whether pension or gratuity is admissible to him or not. In view of the efficiency of the Regt such a course is always followed with as little delay as possible.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

General and Revenue Secretariat. | S/H File No. 330 of 1912.

Serial No.

39) But in the present case the man is stated to have been on sick leave for about 1 year and 4 months before he was declared unfit for service. Even after his incapacity was declared by the medical officer and his discharge was ordered by the Military Secy he is stated to have been kept on in service for about 1 year & 6 months and permitted to draw pay. The action of the Cand.t of the Corps in having retained the man in service from the date of the receipt of the discharge order is irregular. Therefore the pay drawn in favour of the man after that date is liable to be refunded or recovered from the person responsible. There is however nothing in the file to show why he was not discharged immediately after the receipt of the discharge order.

40) In these circumstances it would perhaps be useful to call for particulars on the above point as also a copy of

NOTE—Contn. sheet.

GPB—60,000—7-11-13

General and Revenue Secretariat. S/A File No. 330 of 1912.

Serial No.

Re case submitted by Mr B. R Tomlinson 10/12

Remembrancer 13/12/13

Explained 15/12

K.J.R 19/12

The standing orders relating to the Corps in which the leave rules are embodied

9/1 Cl. 88 6/12

16

41) To Branch II

Bn. 16/12.

42) Subd. 20.12.13. SW

43) Recalled by Rowlands

44) Draft subd. 22.12.13. SW

45) Issued by Rowlands

10 To the Military Secretary to the Maharaja No. 2852 of 3.1.1914

States that the Royal (Navy) Warrant quoted as authority for allowing the said driver to draw the full pay during the period he was on the sick list does not seem to be applicable to P.W.D. Corps and enquires whether under the rules applicable to that Corps full pay is admissible under similar circumstances.

Surs 5/1

NOTE—Contn. sheet.

GPB—6⁵,000—7-9-12.

G. R. S. 12]

General and Revenue Secretariat. | Sta File No. 330 of 1913-14.

Serial No.

11 From the Military Secretary No 1948 d: 31-1-14. States that there is no rule prohibiting the paying of a soldier full pay while on sick leave in hospital or at home that in the absence of any such rule it is assumed that the pay should be continued except under the circs depicted in para 947 Army Regulns (I) that there are no separate rules framed for the Mysore I.S.T. Corps. and that the order of discharge was cancelled and the driver must be considered on duty.

46) Subd for orders with refce to the H. Secy's observations in para 34 page 8 of these notes.

DMS-38
5.2.14.

47) The driver was invalided by the Dy medical officer, Bangalore on 12-10-11. His discharge was ordered by the Military Secretary on 20-10-11 and he was discharged from Service from 22-4-13. The recommendation is that the driver should get his pension from the last date ie 22-4-13.

Meanwhile a note of the evidence of the witnesses from Sta: to be taken down.

Capt Bailey
11/14

NOTE—Contn. sheet.

The

GPB—60,000—7-11-13

General and Revenue Secretariat. | Sta File No. 330. of 1913-14.

Serial No.

The Financial Department required information on the following points:—

(i) Why was the driver not discharged from Service immediately after the receipt of the discharge order?

(ii) Under what authority was he given full pay while on the Sick list till date of discharge? The Royal Warrant, Art: 789, of which is quoted as authority, not being applicable to the I.S.T. Corps, what are the rules which apply to the Corps and is full pay admissible thereunder for a long period on the Sick list?

48 In the present letter under disposal, the Military Secretary has furnished the required information ~~as~~ as hereunder.

To point (i):— The order of discharge was cancelled and the driver must be considered on duty.

To point (ii) There is no rule prohibiting the paying of a soldier full pay while on Sick leave in hospital or at home; in the absence of any such rule it is assumed that the pay should be continued except

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. | Sta File No. 330 of 1913-14.

Serial No.

except under the circs defined in para 947 of Army Regulations India Vol: I; this is the procedure adopted in Br: ~~India~~ Army. There are no separate rules framed for the Mysore I. S. T. Corps.

Subd. 4?) His fr Commandant Western Dvn. 38 SW / 10.2.1914. 10/2/14 a Med Bd Cert invaliding an off Comd Cert set aside & the man continued in service. Which that Cannot be. The arguments for granting full pay is humorous. Again it is incorrect to pay a man full pay for doing no work. Which pension from date of discharge ~~was to be~~ sanctioned ~~on the~~ ~~a copy of the other army Instruction~~ ~~Service~~ & the Extra amts drawn thereafter. The man has been granted an wound pension. Which he may tell the Dist Secy that the date of Commencement of pension cannot be changed to 22nd April 1913 instead of 25th Oct 1911 and that the Excess of half pay over the pension already drawn by him should be recovered & credited to the Govt.

Secy/

Dated 10/2/14

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. | S+A File No. 330 of 1912.3.

Serial No.

50) The Royal Warrant applicable to the British army or the Indian army regulations which regulate the pay, leave &c of the British Indian army cannot be held to be in force in respect of the Imperial I. S. J. corps. Under Art 1 M. S. R. until special rules are framed for the I. S. J. corps the principles atleast, of the M. S. regulations should apply to them. Such leave on full pay for 18 months is against the spirit of the M. S. R. It is also objectable to cancel invaliding & discharge orders in the way proposed. If these general principles are recognized & laid down for the guidance of the I. S. J. corps authorities there would be no objection to treat this as a special case & forgo the recovery of the difference between pay & pension drawn by the man from ~~Oct~~ Oct 1911 to April 1913. That is practically what the Military Secy wants.

11/2

(Amended) 11.2.14

51) The grant of full pay was quite against rules here and the Military Department was wrong in giving it without the sanction of Government. If the Military

With 2 Notes
1) Royal Warrant (1913)
2) Army Regulations, India Vol II.

NOTE—Contn. sheet.

GPE—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. | Sta File No. 330 of 1912-13

Serial No.

Department considers that it is a great hardship to order a refund, I have no objection in its being waived as a matter of special grace.

13.2.14
Dawan).

7622
13.2.14

13/2-14

52) As a special case, the recovery of the amount already drawn need not be ordered; but the attention of the Military Secretary should be invited to the observations of the Financial Secretary contained in his note dated 11th February.

53) If the Extraordinary Member also concurs, these orders may be communicated to the Military Secretary.

12-3-14. RR

Extraordinary Member)

13.3.14

54) I also Concur. The Military Secy ~~ought to be informed~~ will kindly draw up ~~Pension~~ Leave rules more or less in accordance with the general principles called attention to by the Finl. Secy.

16.3.14

(53) Draft

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat. Sda File No. 330 of 1912-13.

Serial No.

56) Draft as B. It seems that this case has to be treated as a Scheduled one (Vide the orders of H. H. the Maharaja dt: 23-2-06 in Sda 33 of 1906-07). (Vide clause XV of schedule to the Rules of Business)

T

DM 38
19.3.14.

SN
19/3

57) Being a schedule matter submitted by the Dewan for orders. A draft submission vide H. H. is also submitted.

Draft as A. 4 sheets

Received
Perused

20.3.14
9-4

58)

M
5/4

59)

8707
6.4.14

Dewan with a draft submission vide draft order

Kelly

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Submitted to His Highness.

In Government Order No. Fl. 5831-2/S & A 330-12-4 dated the 18th April 1913, a wound pension of Rs.2-7-0 per mensem was sanctioned in favour of Sheik Mahamad, driver "D" Division, Imperial Service Transport Corps, with effect from the 25th October 1911. The Military Secretary requested alteration of this date to the 22nd April 1913 under the following circumstances:-

2. The driver was invalided by the District Medical officer on the 12th October 1911. His discharge was ordered on the 20th October 1911 but he was actually discharged only on the 22nd April 1913. The Military Secretary cancelled the discharge order, treated the driver as on sick leave till the 22nd April 1913, continued paying him full pay till that date and now recommends payment of pension from that date. He refers to the provisions contained in the Royal Warrant and the Indian Army Regulations as the authority for payment of full pay during sick leave.

Page 16 of the office notes

3. The Financial Secretary points out that the Royal Warrant or the Indian Army Regulations cannot be held to be in force in respect of the Mysore Imperial Service Transport Corps, that until special rules are framed for them, the principles of the Mysore Service Regulations should apply, that sick leave on full pay for 18 months is against the spirit of the Mysore Service Regulations, that it is also objectionable to cancel in validating or discharge orders duly passed in the manne proposed, but that there would be no objection to trea this as a special case.

Pages 16-17 of the office notes

4. The First Member states that the grant of full pay during sick leave was wrong but that, if it is a great hardship to order a refund, he has no objection to its being waived as a matter of special grace.

Page 17 of the office notes

5. The Extraordinary Member concurs and adds that the Military Secretary may be requested to draw up rules in accordance with the general principles noted on by the Financial Secretary.

6. I think that the amount already drawn need not be recovered but that the attention of the Military Secretary should be invited to the Financial Secretary's observations.

Draft for approval

7. The draft order proposing to waive recovery of pay drawn during the period in question and requesting the Military Secretary to prepare and submit leave rules for the Imperial Service Transport Corps in consonance with the general principles of the Mysore Service Regulations, may be graciously approved

8a

M. Visvesvaraya
19th June 1914

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Wound pension to Sheik Mahamad, late driver, Imperial Service Transport Corps.

1085

Order.

~~KRW~~

23/6/14

Secretary

24.6.14 ab

G. R. S. 12]

2968

General and Revenue Secretariat. | S & A File No. 330 of 1912.

Serial No.	
12	To the Military Secretary & Comptroller No. 6332-3 & 29.6.14 Observes that full pay under the authority of the British Royal Warrant – not applicable to the Mysore H.S.T Corps – should not have been passed to the driver in question without the sanction of Govt; waives as a special case the recovery of the difference between pay & pension & directs that the latter should take effect from 22.4.13 & requests Military Secretary to draw up leave rules to H.S.T Corps & submit them for the sanction of Govt.

B
28/8/14

NOTE—Contn. sheet.

G P B—60,000—7-11-13

No. 3075

Office of the Military Secretary,
to H. H. the Maharaja of Mysore,
Dated Bangalore 15th May 1913.

From

The Offg: Military Secretary,
to H.H. the Maharaja of Mysore,
BANGALORE.

To

The Financial Secretary,
to the Government of His Highness
the Maharaja of Mysore,
BANGALORE.

DIARY No. 4394
1912-13
SECTION Sh
330-12 330-12
S.MIA No. 5

Sir,

I have the honor to acknowledge with thanks the receipt of the Proceedings of Government No. F15831-2 S&A 336-13-4 dated 18th April 1913 and to request you to kindly give effect to the pension being drawn from 22nd April 1913, being the date on which he was discharged from service.

I have the honor to be,
Sir,
Your most obedient servant,

Lt. Col.,
Offg: Military Secretary.

G. R. S. 26]

File No. 330
Serial No. M

Diary No. of letter replied to 4394

No. 7698

General and Revenue Secretariat
(Sta.)
, *the* 191 .

To 7 July/13

The Military Secretary
to H. H. the Maharaja

Date of issue 7 July/13

Sir

Signed by W. Narasimha

Adverting to your letter No. 3075 d: the 1st May 1913 requesting that the pension sanctioned in the G. O. No. 7b 5831-2 d: 18/4/13 Sta 330-12-4 to Shaik Mahamad driver "D" division I. S. Troops may be allowed to be drawn from the 22nd April 1913 and your memo d: the 29th May 1913 ~~in reply to this~~ stating that the driver will naturally overdraw

SUBJECT.

draw his duty pay till discharged.
I am directed to request you to
be so good as to state if men
of the I. S. T. Corps get full pay
for periods ~~so long~~ while on the
Sick list and the authority under which full
pay till the 22d April 1913 has been given to the driver in question
I have etc

M/47

~~Sd~~ H. Seely.
4/29/13

DRM-47
27.6.13.
Mlmk.

List of enclosures,

Copied by

Examined by

GPB—25,000—8-8-11.

M. S. 5]

No. 584 DIARY No. 1030

1913-19.14
SECTION Sta
FILE NO. 330-12
DIARY No. 7

From

The Military Secretary to H. H.
the Maharaja of Mysore.

To

The Financial Secretary to the
Government of Mysore, Bangalore.

, the 25th August 1913.

Sir,

With reference to your letter No.Fl.98/S & A. 330-12-6 dated 7th July 1913, I have the honor to inform you that the authority under which full pay was paid to the Driver under reference is Art.789 of the Royal (pay) Warrant.

I have the honor to be
Sir,
Your most obedient servant

A Jones Lt.Col
Offg. Military Secretary

GPB—1,500—9-5-13

G. R. S. 26]

619

File No. 330-12

Serial No. 8

Diary No. of letter replied to 1030

No. H 1453

General and Revenue Secretariat

(Sta.)

, *the* 191 .

To

9-9-1913

The Military Secy to H.H.

the Maharaja

Date of issue 9-9-13

Signed by W L Marrian Capt.

Sir,

In acknowledging the receipt of your letter No. 584 d: the 25th August 1913. I am directed to request you to be so good as to forward to this office for refce the Royal (Spay) Warrant. refd to therein the paper will be returned when done with

I have &c

for M Secy

over.

SUBJECT

pm 47 W

5.9.13.

182

M. S. 5]

DIARY No. 1446

13/3-1914
SECTION Sta
FILE No. 330-12
SERIAL No. 9

No. 811

From

The Military Secretary to H. H.
the Maharaja of Mysore.

To

The Financial Secretary,
Mysore Government, Bangalore.

Bangalore the 25th September 1913.

Sir,

I have the honor to forward herewith a copy of the Royal (pay) Warrant as desired in your letter No. Fl. 1453/S & A.330-12-8 dated 9th September 1913.

I have the honor to be,
Sir,
Your most obedient servant,

A Jones Lt. Col.,
Offg. Military Secretary.

GPB—1,500—9-5-13

A.M.C.

G. R. S. 26]

SdA File No. 330-1

Serial No. 10

Diary No. of letter replied to 1416

No. H2852

3 January/14

General and Revenue Secretariat

(Sta.)

, *the* 191 .

To

The Military Secretary

to H. H. the Maharaja

Date of issue 3-1-14

Signed by W L Harrison

Sir

Adverting to correspondence ending with your letter No. 811 d. the 25th September 1913 ~~in the matter of~~ re the date from which the pension sanctioned to the driver Sheik Mohammad of the I. S. J. Corps should take effect, I am directed to state that the Royal (pay) Warrant quoted as the authority for allowing the said driver to draw

over.

SUBJECT.

draw full pay during the period
he was on the sick list does not
seem to be applicable to the I. S. T. corps
and to enquire whether under
the rules for the I. S. T. corps, a copy of
which may be forwarded here for reference,
full pay is admissible for a
long period when on the sick list.

2. The circumstances under
which the driver was not ~~immediately~~
discharged from Service immediately
after the receipt of the discharge
order may also be explained.

I have etc

for H. Seely.

GPB-3D
22.12.13. SW 24/12

List of enclosures,

Copied by HB 29/12

Examined by

GPB—25,000—8-8-11.

M. S. 5]

DIARY NO. 2968
1913-1914
SECTION S&A
FILE NO. 330-12
NO. 11

No. 1948
Rec: 1 book.

From

The Military Secretary to H. H.
the Maharaja of Mysore.

To

The Financial Secretary
to the Government of Mysore,
Bangalore.

Bangalore, the 31st January 1914.

Sir,

With reference to your letter No.2852/S&A 330-12-10 dated 3rd January 1914, I have the honor to inform you that there is no rule prohibiting the paying of a soldier full pay whilst on sick leave in hospital or at home and that in the absence of any such rule it is assumed that the pay should be continued except under the circumstances --- defined in paragraph 947 of Army Regulations India Vol.I. I may add that this is the procedure adopted in the British Army.

There are no separate rules framed for the Mysore Imperial Service Transport Corps.

2. As regards para 2 of the letter under reply, I have to say that the order of discharge was cancelled and the driver must be considered on duty.

3. I request that early orders may kindly be passed

GPB—1,500—9-5-13

as

Proceedings of the Govt. of H.H. the Maharaja of Mysore.

Read again:-

Govt. Proceedings No. Fl 5831-2/S&A 330-12-4 dated the 18th April 1913 sanctioning a wound pension of the 4th degree viz Rs2-7-0 only per mensem to Sheik Mahamad driver "D" Division, Imperial Service Transport Corps with effect from the 25th October 1911.

2. Correspondence ending with letter No. 1948 dated the 31st January 1914 from the Military Secretary to H.H. the Maharaja requesting that under the circumstances explained the pension sanctioned in the Govt. Proceedings read above may be allowed to take effect from the 22nd April 1913, being the date on which the driver was actually discharged from service.

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Order thereon:-No. 26332-3 S&A 330-12-12

Dated 29 June April 1914

The driver was invalided on the 12th October 1911. His discharge was ordered on the 20th October 1911, but he was actu actually discharged from service only from the 22nd April 1913. The Military Secretary states that the order of discharge was cancelled, and that as there were no - -- separate rules for the Mysore Imperial Service Transport Corps, he passed under the provisions contained in the Royal (Pay) Warrant and the Army Regulations India Volume I full pay to the driver

while on sick leave. The Royal Warrant applicable to the British Army or the Indian Army Regulations which regulate the pay, leave etc of the British Indian Army cannot be held applicable to the Mysore Imperial Service Troops and full pay ought not to have been passed without the sanction of Government. Under Article 1 Mysore Service Regulations, until special rules are framed for the Imperial Service Transport Corps the principles of the Mysore Service Regulations should apply to the Members of the Force. Sick leave on full pay for 18 months is against the spirit of the Mysore Service Regulations, and It is also objectionable to cancel invaliding and discharge orders ~~in the way proposed~~ without due authority. The Military Secretary is requested to draw up leave rules for the transport corps in accordance with these general principles and submit them ~~to Government~~ for sanction of Govt.

In the present case however, the Govt are pleased to waive recovery of the difference between pay and pension drawn by the driver from October 1911 to April 1913 ~~is waived~~ as a special case and to direct that the pension ~~ordered to~~ take effect from the 22nd April 1913.

18.6.14
RC

Financial Secretary.

To
The Military Secretary to H.H. the Maharaja of Mysore, returning the Royal Warrant.

The Comptroller, Mysore Government.

K.R.